

## Nelson, Scott

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**From:** Kreisler, Eva  
**Sent:** Thursday, August 06, 2015 10:00 AM  
**To:** Nelson, Scott  
**Subject:** FW: 2014 Export of Spent Lead Acid Batteries Annual Report - Missing for USA Battery LLC  
**Attachments:** removed.txt

For your records, USA Battery LLC did not export SLABs in 2014

Eva H. Kreisler, Senior Attorney  
International Compliance Assurance Division  
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[kreisler.eva@epa.gov](mailto:kreisler.eva@epa.gov)

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<http://www.epa.gov/compliance/complaints/index.html>

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**From:** Lisa Merling [<mailto:lisa@nationalbattery.com>]  
**Sent:** Wednesday, August 05, 2015 4:58 PM  
**To:** Kreisler, Eva  
**Subject:** Re: 2014 Export of Spent Lead Acid Batteries Annual Report - Missing for USA Battery LLC

Eva,

I just checked – we used to do business with Newalta (based in Canada) and indeed I used to sign the paperwork and they were taking care of everything on their end. However, we have not imported anything in 2014 or 2015 – and if we ever start doing business with them again, I will make sure to file these docs. I was able to find the docs as well in my email (our sales rep was taking care of it).

The last shipment that we gave them was early 2013. So, I am positive no spent lead acid batteries have been exported by US 2014 at all and, as of right now, nothing was exported 2015 either. If you need me to put this on a letterhead please let me know and I will be happy to. Thanks!

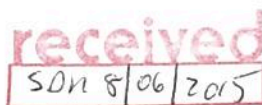
Best Regards,

Lisa

Lisa Merling | National Battery  
CFO



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**From:** "Kreisler, Eva" <Kreisler.Eva@epa.gov>  
**Date:** Wednesday, August 5, 2015 at 4:35 PM  
**To:** Lisa Merling <lisa@nationalbattery.com>  
**Subject:** RE: 2014 Export of Spent Lead Acid Batteries Annual Report - Missing for USA Battery LLC

Hi Lisa,

This is for Spent Lead Acid Batteries. It may be that in the past the Canadian company you used filled out the paperwork for you however, if they prepared Annual Reports for you they would have sent them to you for signature and original date (a requirement under our regulations).

If you are sure that you did not export any SLABs during 2014, you can send me an email to that effect and that will suffice. However, if you think that you may have exported any SLABs during 2014, please refer to the regulations cited below so you can determine what needs to be sent to my office. I have asked someone in our staff to get me a pdf of your Consent which I will forward to you as soon as I receive it.

Eva H. Kreisler, Senior Attorney  
International Compliance Assurance Division  
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**From:** Lisa Merling [<mailto:lisa@nationalbattery.com>]  
**Sent:** Wednesday, August 05, 2015 3:34 PM  
**To:** Kreisler, Eva  
**Subject:** Re: 2014 Export of Spent Lead Acid Batteries Annual Report - Missing for USA Battery LLC

Eva,

I do not remember doing this in the past – is this only for scrap batteries? We used to use a Canada company in the past, but we no longer do that and all our scrap batteries are being sent to local places that accept scrap.

Can you send me the form and confirm it is something we need to do even though we do not export scrap? Thanks!

Best Regards,

Lisa

Lisa Merling | National Battery  
CFO



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**From:** "Kreisler, Eva" <[Kreisler.Eva@epa.gov](mailto:Kreisler.Eva@epa.gov)>  
**Date:** Wednesday, August 5, 2015 at 2:47 PM  
**To:** Lisa Merling <[lisa@nationalbattery.com](mailto:lisa@nationalbattery.com)>  
**Subject:** 2014 Export of Spent Lead Acid Batteries Annual Report - Missing for USA Battery LLC

Dear USA Battery LLC:

As you are aware, a primary exporter of spent lead acid batteries (SLABs) is required to file with the United States Environmental Protection Agency (EPA) an Annual Report of any export shipments of SLABs by **March 1** of the year following any actual export(s), under 40 CFR Sections 262.56 and 262.87(a) of EPA regulations.

Our records indicate that during the year 2014 you had a valid consent for the export of SLABs but our office has not received a 2014 Annual Report from you.

***If you did export SLABs during calendar year 2014***, your Annual Report was due by March 1, 2015; you should submit your overdue Annual Report without further delay. Please mail a signed and dated copy of your Annual Report to:

Scott Nelson  
International Compliance Assurance Division  
Office of Federal Activities  
US Environmental Protection Agency  
Ariel Rios Building, Mail Code 2254A  
1200 Pennsylvania Avenue, NW  
Washington, D.C. 20460

In addition, given the lateness of your submittal, please e-mail a pdf copy of your Annual Report to me at [kreisler.eva@epa.gov](mailto:kreisler.eva@epa.gov). Your cooperation will assist us with compiling the 2014 data expeditiously.

***If you did not export SLABs during 2014*** please send me an email stating that your company did not export SLABs during calendar year 2014. Your submission should be e-mailed to me at [kreisler.eva@epa.gov](mailto:kreisler.eva@epa.gov).



There is no required form for annual report submissions. Exporters that shipped SLABs to Canada, Mexico, or any country not belonging to the Organization for Economic Cooperation and Development (OECD) must submit an annual report containing all items of information found at 40 CFR Sections 262.56 (a)(1) through (4), (6) and (b). Exporters that shipped SLABs to OECD Member countries other than Canada or Mexico must submit an annual report containing all items of information found at 40 CFR Section 262.87(a). Annual Reports not meeting these requirements, as applicable, will be returned as deficient. **Failure to file a timely and accurate annual report of SLAB exports can result in a penalty of up to \$32,500 per day.**

Sincerely,

Eva H. Kreisler, Senior Attorney  
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U.S. EPA (2254A)  
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